

Continuation Application

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:	Patent Application of Kiyoshi Masaki <i>et al.</i>	: Group Art Unit: Not yet Assigned : :
Appln. No.:	Not Yet Assigned	: Examiner: Not Yet Assigned : :
Conf. No.:	Not Yet Assigned	: : :
Filed:	Herewith	: : :
For:	DISK DRIVE APPARATUS	: Attorney Docket : No. 8861-202U3 : (P14859-09)

PRELIMINARY REMARKS

Simultaneously with the filing of the above-identified application with which these Preliminary Remarks are being filed, and prior to the calculation of the filing fee, Applicants hereby submit the following remarks directed to the application as follows, without prejudice.

REMARKS

Claims 1 and 2 are currently pending in the application. Claims 1 and 2 are comprised of the subject matter of claims 3 and 5 of U.S. Patent Application No. 10/179,747, filed June 24, 2002 ("the parent application"). U.S. Patent Application No. 10/179,747 was a continuation of U.S. Patent Application No. 08/952,350, filed March 13, 1998. Claims 3 and 5 of the parent application were cancelled without prejudice in an Amendment mailed on September 5, 2003 in response to a final Office Action mailed on June 16, 2003. Claims 1 and 2 have been amended from the form claims 3 and 5 were in at cancellation to further recite "said interchangeable optical disk is driven for rotation at a frequency higher than the primary resonance frequency of wobbling vibrations of said interchangeable optical disk loaded by the user". Support for the amendment is found at least in original claim 9 of U.S. Patent Application No. 08/952,350,